

**3/3/78**

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Revised:  
3/2/78  
4:45 p.m.

THE PRESIDENT'S SCHEDULE

Friday - March 3, 1978

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8:15 Dr. Zbigniew Brzezinski - The Oval Office.

8:45 Mr. Frank Moore - The Oval Office.

9:00 Senator Kaneaster Hodges. (Mr. Frank Moore).  
(20 min.) The Oval Office.

9:30 Congressman Dale Milford. (Mr. Frank Moore).  
(15 min.) The Oval Office.

10:30 Mr. Jody Powell - The Oval Office.

11:30 Meeting with College Editors/News Directors.  
(30 min.) (Mr. Jody Powell) - Room 450, EOB.

1:15 Mr. Charles Schultze - The Oval Office.  
(20 min.)

P.M. Depart for Camp David.

THE WHITE HOUSE  
WASHINGTON

March 3, 1978

Joe Aragon

The attached was returned in  
the President's outbox. It is  
forwarded to you for appropriate  
handling.

Rick Hutcheson

cc: Bo Cutter

RE: EEOC

THE WHITE HOUSE  
WASHINGTON

	FOR STAFFING
	FOR INFORMATION
/	FROM PRESIDENT'S OUTBOX
	LOG IN/TO PRESIDENT TODAY
	IMMEDIATE TURNAROUND

ACTION	FYI	
		MONDALE
		COSTANZA
		EIZENSTAT
		JORDAN
		LIPSHUTZ
		MOORE
		POWELL
		WATSON
/		McINTYRE
		SCHULTZE

	ENROLLED BILL
	AGENCY REPORT
	CAB DECISION
	EXECUTIVE ORDER
	Comments due to Carp/Huron within 48 hours; due to Staff Secretary next day

/	ARAGON
	BOURNE
	BRZEZINSKI
	BUTLER
	CARP
	H. CARTER
	CLOUGH
	FALLOWS
	FIRST LADY
	HARDEN
	HUTCHESON
	JAGODA
	GAMMILL

	KRAFT
	LINDER
	MITCHELL
	MOE
	PETERSON
	PETTIGREW
	POSTON
	PRESS
	SCHLESINGER
	SCHNEIDERS
	STRAUSS
	VOORDE
	WARREN

THE WHITE HOUSE  
WASHINGTON

3/2/78

Mr. President:

Joe Aragon reports that the person who asked the question prompting the attached memo was Mr. Henry Cisneros of San Antonio, TX.

Bo will send a letter explaining the situation to Mr. Cisneros.

Rick



THE PRESIDENT HAS SEEN

EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

*Joe - Send  
copy to Mr.  
Cisneros  
J.C.*

March 2, 1978

MEMORANDUM FOR THE PRESIDENT

FROM: BO CUTTER *WBC*  
SUBJECT: Equal Employment Opportunity Commission

In a briefing last week for Hispanic leaders, you were asked why we are reducing personnel in the Miami and San Antonio EEOC field offices.

The overall Federal Civil Rights Organization did not result in loss of personnel for any field offices. In fact, it will result in:

- About 750 additional personnel for EEOC;
- 33 percent increase in resources for EEOC.

The personnel reductions which are occurring are a result of internal EEOC reorganization. They are abolishing their regional offices and will have a direct Headquarters-to-Field structure. They hope to have an effective EEOC presence in as many locations as possible.

Current offices:

- 7 regional offices;
- 5 litigation offices;
- 32 district offices.

New plan:

- 22 district offices (which will include litigation units);
- 36 area offices.

Miami

Miami will evolve from a district office to a full service district office which will result in increased staff as well as increased responsibilities (the original plan did call for decrease in status and personnel for Miami, but in the final plan this was reversed).

San Antonio

EEOC's reorganization plan does call for the San Antonio office to be converted from a district office to a smaller area office over a 3-year phasing period. At the end of this period many of the functions presently performed by the San Antonio office will be transferred to the Houston office (i.e., litigation). The personnel level at the Houston office will be increased to meet these additional functions. Although there will be a change in status for the San Antonio office, there will be no dislocation of personnel. Reductions will occur through attrition.

WASHINGTON

DATE: 02 MAR 78

FOR ACTION:

INFO ONLY: JOE ARAGON

SUBJECT: CUTTER MEMO RE EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

+++++  
+ RESPONSE DUE TO RICK HUTCHESON STAFF SECRETARY (456-7052) +  
+ BY: +  
+++++

ACTION REQUESTED: YOUR COMMENTS

STAFF RESPONSE: ( ) I CONCUR. ( ) NO COMMENT. ( ) HOLD.

PLEASE NOTE OTHER COMMENTS BELOW:



THE PRESIDENT HAS SEEN.

THE WHITE HOUSE

WASHINGTON

March 3, 1978

C  
/

MEMORANDUM FOR THE PRESIDENT

FROM: FRANK MOORE *fm/pd*

I have requested that you drop-by our weekly CL meeting today in the Roosevelt Room for about 5 minutes between 3:10 and 3:45 p.m.

If you are able to do this, I would like you to make the following points:

1. Frank has told me about the cooperation he had from you on the B-1 vote. It shows what we can do when we work together on important votes.
2. We will look for this cooperation to be a standard procedure. When Frank or his staff ask for your help on a vote, they are speaking directly for me.
3. Andy Manatos, I understand you were particularly helpful on the B-1 vote, and I saw in Juanita's weekly cabinet report a list of new procedures for dealing with Members of Congress that are excellent and I wish you would share it with the other liaison officers here.
4. We are making good progress on most of our major initiatives and to the extent we can work together on legislation, the key initiatives in your own department will be enhanced.

Rex

JIM, THIS IS JIMMY CARTER. BUT BECAUSE OF  
THE CLOSENESS OF OUR FRIENDSHIP  
YOU CAN JUST CALL ME "MR. PRESIDENT."

\* \* \*

CONGRATULATIONS ON YOUR BOOK.

*decided*

I HAVEN'T ~~HAD A CHANCE~~ TO READ IT YET, BUT I'M TOLD

IT'S AS GOOD AND HONEST AND DECENT AND COMPETENT AND

COMPASSIONATE -- AND AS FILLED WITH LOVE -- AS ARE ~~THE~~ WORKS *OF A*  
*LIKE THOSE OF*

*OF* YOUR GOOD FRIEND, ERICA. *JONG*

JIM, I'M PROUD OF YOU.

9:30 AM

THE PRESIDENT HAS SEEN.

THE WHITE HOUSE

WASHINGTON

March 2, 1978

MEETING WITH REP. DALE MILFORD (D-24-Texas)

Friday, March 3, 1978

9:30 a.m. (15 minutes)

The Oval Office

From: Frank Press *FP*  
Frank Moore *F.M./pd.*

I. PURPOSE

To discuss the FY '79 cut in the NASA budget for the Advanced Composites Program.

II. BACKGROUND, PARTICIPANTS, AND PRESS PLAN

Background: Rep. Milford (wife-Mary) was elected to the House in 1972. His district includes part of Dallas. He is a meteorologist and a pilot and is a long-time strong supporter of all aviation interests. Dale is a member of the Public Works and Transportation Committee and is chairman of the Subcommittee on Aviation and Transportation R&D of the Committee on Science and Technology. He has rarely supported the administration on critical issues (his percentage of support for administration-sponsored legislation is 4.3%) but he was extremely influential when he switched his previous position on B-1 and spoke strongly on the floor urging the termination of Prototypes 5 and 6. Rep. Milford is distressed over the effect of the FY '79 cut in the NASA budget for the Advanced Composites Program.

The aircraft industry is beginning to invest heavily in graphite composite materials. For example, Lear/Avia is developing a 9-11 place plane which will be largely made of graphite composites. Lear expects to submit it for certification next fall. Boeing has been planning to use about 3,000 pounds of composite in the next generation of transport aircraft. Milford is concerned that public and industrial confidence in the future of graphite composites is being permanently damaged by the inferences drawn from the cancellation of NASA plans to build and test large aircraft components. Such actions are part of the shift in program toward research on alternate,

safer, composite materials and a phaseout of current programs of flight testing. Milford cites the waste of industrial development funds, and loss of international competitive advantage if U.S. industry is afraid to go on. Furthermore, he thinks the government action in cutting back will invite billions of dollars worth of liability suits against the government and industry whenever there is an aircraft accident involving graphite composites.

Rep. Milford asserts that there is no evidence at all that proves damage to electrical equipment subsequent to the crash and burning of an aircraft carrying graphite composites. He cites a very recent accident at Luke AFB and an earlier one at NAS Miramar. In the Miramar case, fire destroyed some graphite composite material, but there were no electrical outages reported. In the Luke case, the fire did not reach any graphite composite material, but it did destroy some material in which the fibers were boron-coated tungsten. Electrical outages were reported, but examination has not yet produced evidence that the released boron fibers were responsible. Technically, Milford is correct, but both NASA and DOD are convinced that the potential hazard is real.

Finally, Rep. Milford believes that the asymmetry of allowing military aircraft to continue to use graphite composites while putting commercial use in question by cutting the NASA budget is insupportable. He believes that it is important to restore the NASA budget (NASA requested \$51M, your FY '79 decision was \$20M) during the markup session on March 2. Although he agrees with the general philosophy that NASA should have little to do with items that are about ready for commercialization and should stick with technology for the next generation of aeronautics, he believes that the composite program is an exception.

Participants: The President, Rep. Milford, Scott Crossfield, Frank Moore, Frank Press, and Bill Cable.

Press Plan: White House Photographer.

### III. TALKING POINTS

1. Thank Dale for his active support on B-1.
2. Emphasize to Rep. Milford that you took seriously the warning by DOD, NASA, and the other concerned agencies that there was cause for concern for accidents involving graphite composites, and you were sensitive to the economic impact and, therefore, did not take any action to ban the material, and FAA has taken no such action. Further, you wished to avoid an overreaction by the public

and personally reviewed the press release to be made by the government.

3. Tell Rep. Milford that you directed NASA to make a substantial effort to find an alternate material that would avoid the projected hazard and have had the OSTP continue to monitor agency actions, such as FAA, to ensure that the government posture remains calm and constructive.

ADDENDUM:

Accompanying Rep. Milford will be Mr. Scott Crossfield. Mr. Crossfield is the technical consultant for Rep. Milford's Subcommittee on Aviation and Transportation. In addition, Mr. Crossfield was an X-15 test pilot.



THE WHITE HOUSE

WASHINGTON

March 2, 1978

MEMORANDUM FOR THE PRESIDENT

FROM:

FRANK MOORE *Jm. /pd*

SUBJECT:

Meeting with Congressman Dale Milford  
Friday, March 3, 1978/9:30 a.m.

Congressman Milford has told us that he wants to discuss the Braniff fares dispute with you at Friday's meeting.

Soon after you selected Braniff Airways for the Dallas-to-London market, Braniff filed low fares for the route, including many discount fares. The CAB approved these low fares, but the British did not allow them. The British insist on limiting discount fares to the New York-to-London markets. This is quite detrimental to other U.S. gateways because passengers will be encouraged to fly through New York.

Because Braniff wanted to begin service on Wednesday, March 1, they went ahead and filed higher fares that would be acceptable to the British. The CAB has not acted on the higher fare request, and, hence, Braniff was unable to begin its service March 1.

Meanwhile, the CAB has just sent us an order stating that unless the British agree to Braniff's lower fares, British Caledonia must either lower its fares from Houston-to-London, or must cease service altogether 15 days after you approve the order, if you decide to approve it. The order was made public late this morning.

Stu's staff is compiling the agencies' comments. The agencies apparently disagree on their recommendations. The State Department recommends that you disapprove the order. It believes we should proceed very cautiously and avoid provoking the British. Transportation wants to take a tougher line on low fares. They recommend that you ask the Board to allow Braniff to charge higher fares for an interim period, but state that if the British do not compromise within the next week, you will approve the Board's

order suspending B-Cal service. OMB agrees with Transportation. Justice recommends approval of the Board's order as it stands.

You have eight more days in which to act. Stu's memo should be ready Friday.

Congressman Milford and all other members of the Texas delegation (except Barbara Jordan and Jim Mattox) have sent a telegram to the British Ambassador protecting the British action. The telegram states that the British action is "clearly discriminatory to Texans and other Americans residing in the Central and Southwestern portions of our country."

Congressman Milford recommends that you (1) ask the Board to allow Braniff's higher fares so it can begin service, and (2) continue to press the British for low fares, but disapprove the Board order taking retaliatory action against British Caledonia. This advice is similar to the recommendation of the Department of Transportation.

We suggest that you agree with Milford that the British should allow low fares -- that is why you selected Braniff for the route. But we recommend that you give no indication of your inclination because you have not seen the agencies' recommendations.



10:30 AM

THE PRESIDENT HAS SEEN.

THE WHITE HOUSE

WASHINGTON

March 3, 1978

Mr. President --

At the top of your press appointment today, I would like to bring in Rick Meyer of the Associated Press for a brief farewell handshake and photo.

He will still be with the AP here, but is leaving the White House at his own instigation in order to be able to write feature-type, full-length articles.

Meyer, who has covered the White House since you came in office, has been quite fair in his coverage of you, and admires you very much. To remind you of who he is: Meyer especially appreciates the kindness and sympathy you extended to him when he became airsick on the helicopter ride to the Westinghouse plant in Pittsburgh in January, 1977. You said some kind things to him about how your time in the Navy aboard ship brought on a similar reaction, etc.

He did not go out on another helicopter ride again until your recent trip to Delaware, with better results.

Meyer, who is from Arizona, likes the writing part of journalism the best, and it would be appropriate to say to him something like:

- I'm glad you're going to get the opportunity to write the kind of articles you want to.
- I hope once you get settled down there, you'll be back from time to time to write some things out of the White House.
- I was glad to hear of your success on the Delaware helicopter trip.

Rex

MEMORANDUM

THE PRESIDENT HAS SEEN.

THE WHITE HOUSE

WASHINGTON

March 2, 1978

11:30 AM

Q

TO: The President

FROM: Walt Wurfel *WW*

RE: Your Q and A Session with College Editors/  
News Directors, 11:30 a.m., Friday, March 3,  
Room 450, Old Executive Office Building

This group will meet with you after being briefed by Mary Berry (HEW), David Rubenstein, Jill Schuker (State), and Midge Costanza. After meeting with you, they will be briefed by Eileen Shanahan at HEW. (An agenda is attached.)

The 209 participants come from 176 schools in 39 states and the District of Columbia. One hundred fifty are with newspapers. Fifty-nine are broadcasters. Six hundred fifty private and public colleges and universities across the U.S. were invited. Those attending were accepted on a first come, first served basis.

There will be a two-minute photo session at the beginning of your remarks.

THE WHITE HOUSE

WASHINGTON

A G E N D A

March 3 Briefing  
College Editors and News Directors

8:30 - 8:50 a.m.	Welcome WALT WURFEL Deputy Press Secretary PATRICIA BARIO Associate Press Secretary
8:50 - 9:40 a.m.	MARY FRANCES BERRY Assistant Secretary for Education Department of Health, Education & Welfare
9:40 - 9:50 a.m.	Break
9:50 - 10:30 a.m.	DAVE RUBENSTEIN Deputy Assistant to the President for Domestic Affairs and Policy
10:30 - 10:40 a.m.	Break
10:40 - 11:10 a.m.	JILL SCHUKER Special Assistant to the Assistant Secretary for Public Affairs Department of State
11:10 - 11:30 a.m.	MIDGE COSTANZA Assistant to the President for Public Liaison
11:30 - 12:00 p.m.	Q and A with PRESIDENT CARTER
12:00 - 2:15 p.m.	Lunch
2:15 - 2:30 p.m.	Arrival at HUBERT HUMPHREY BUILDING First Floor Auditorium Department of Health, Education & Welfare 200 Independence Avenue, S.W. Washington, D.C.
2:30 - 3:15 p.m.	EILEEN SHANAHAN Assistant Secretary for Public Affairs Department of Health, Education & Welfare

1108

THE WHITE HOUSE  
WASHINGTON  
March 3, 1978

Stu Eizenstat  
Bob Lipshutz

The attached was returned in the President's outbox today and is forwarded to you for your information. The signed original has been given to Bob Linder for appropriate handling.

Rick Hutcheson

cc: Bob Linder  
CAB DECISION - TRANSATLANTIC  
SUPER-APEX FARES PROPOSED  
BY AIR FRANCE

THE WHITE HOUSE  
WASHINGTON

March 1, 1978

MEMORANDUM FOR THE PRESIDENT

FROM: BOB LIPSHUTZ *BL*  
STU EIZENSTAT *Stu*

RE: CAB Decision Re  
Transatlantic Super-APEX Fares  
Proposed By Air France (Docket 31564)

This is another in the series of CAB decisions vacating suspensions of super-APEX fares following negotiation of an appropriate ad hoc agreement with the country involved--in this case France. These fares represent 50 percent discounts for Air France service between the United States and France. The ad hoc agreement permits the fares to be suspended in the future if they prove predatory.

By signing the attached letter, you will permit these discount fares to be quickly implemented. We recommend that you approve the Board's action by signing the letter.

☒            Approve

☐            Disapprove

THE WHITE HOUSE

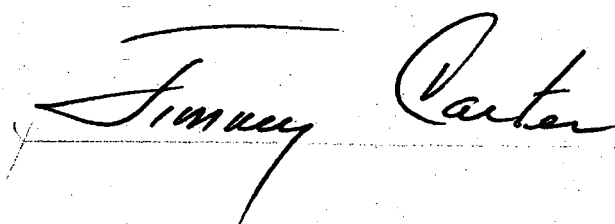
WASHINGTON

To Chairman Alfred Kahn

I have reviewed your proposed order (Docket 31564) dated February 21, 1978. That order would vacate previous suspensions to allow super-APEX fares proposed by Air France between the United States and France to be quickly implemented.

I have decided to take no action and allow the Board's order to stand.

Sincerely,

A handwritten signature in cursive script, reading "Jimmy Carter". The signature is written in dark ink and is positioned above a horizontal line.

Honorable Alfred E. Kahn  
Chairman  
Civil Aeronautics Board  
Washington, D. C. 20428

1152 AM

THE PRESIDENT HAS SEEN.

THE WHITE HOUSE

WASHINGTON

NATIONAL PRESS CLUB LUNCHEON

Thursday - March 2, 1978

Departure: 11:50 a.m.

From: Tim Kraft

SEQUENCE

11:50 a.m. You board motorcade on South Grounds and  
depart en route National Press Club Building.

11:52 a.m. Motorcade arrives National Press Club Building.

PRESS POOL COVERAGE  
CLOSED ARRIVAL

You will be met by:

Joseph Slevin, Chairman of the Speaker's  
Committee, National Press Club  
Frank Aukofer, President, National Press Club

Escorted by Joseph Slevin and Frank Aukofer,  
proceed via elevator to 13th Floor Library.

11:55 a.m. You arrive Library and proceed inside to  
greet the reception attendees (list at  
TAB A), and sign the Guest Book.

OFFICIAL PHOTO COVERAGE  
ATTENDANCE: 27

11:59 a.m. Escorted by Joseph Slevin and Frank Aukofer,  
you depart Library en route Luncheon Room.

12:00 Noon You arrive Luncheon Room and pause.

12:01 p.m. Escorted by Joseph Slevin and Frank Aukofer,  
proceed inside Luncheon Room and take your  
seat at the Head Table. (Head Table Guests:

TAB B)

LIVE NATIONWIDE TELEVISION

2.

12:02 p.m.	Frank Aukofer introduces you.
12:03 p.m.	PRESIDENTIAL REMARKS.
	FULL PRESS COVERAGE LIVE NATIONWIDE TELEVISION
12:15 p.m.	Remarks conclude. You remain standing and accept questions from the audience which will be read by Frank Aukofer.
	LIVE NATIONWIDE TELEVISION
12:42 p.m.	Question and Answer Session concludes.
	<u>NOTE:</u> At the conclusion of the Question and Answer Session, Frank Aukofer will present you with a Certificate of Appreciation and necktie.
12:45 p.m.	Escorted by Joseph Slevin and Frank Aukofer, depart Luncheon Room en route motorcade for boarding.
12:50 p.m.	Motorcade departs National Press Club Building en route South Grounds.
12:52 p.m.	Motorcade arrives South Grounds.





Attendees at Library Reception

Askia Muhammad, Chicago Defender  
Ed Prina, Copley News  
John Kole, Milwaukee Journal  
John Herling, Herling's Labor Letter  
Dixon Donnell, Ruder & Finn  
Pat Monroe, Monroe News Services  
Roy Harris, Office of the Postmaster General  
Patrick Hayes, Washington Performing Arts Society  
Ernest Lindley, Newsweek (retired)  
Claude Mahoney, radio commentator (retired)  
Bryson Rash, WRC Commentator  
Robert Roth, Philadelphia Bulletin  
Hobart Rowen, Washington Post  
Ernest Furgurson, Baltimore Sun  
William Coughlin, Casey Publishing Company  
Casey Crawford, Healthcare Publications  
John Barton, UPI  
Drew Von Bergen, UPI  
Seth Kantor, Detroit News  
Don Byrne, Traffic World  
Berny Krug, Agriculture Reporter  
Thomas Stewart, Reuters  
Frank Kane, Toledo Blade  
John Cosgrove, National Press Club Past President  
William Blair, New York Times, National Press Club  
Past President  
Lucian Warren, Buffalo Evening News, National Press Club Past  
President  
Clyde LaMotte, Oil Newsletter, National Press Club Past President  
Don Larrabee

*B*

## Head Table Guests

The President

Frank Aukofer

Joseph Slevin

Alan (Scotty) Campbell, Chairman, Civil Service Commission

Harrison Wellford, Executive Associate Director, OMB

Wayne Granquist, Associate Director, OMB

Cong. Jack Brooks, D - Texas

Cong. Robert Nix, D - Pennsylvania

Rex Granum

Walt Wurfel

Dick Pettigrew

Stu Eizenstat

Sen. James Sasser, D - Tennessee

Sen. Ted Stevens, R - Alaska ?

Sen. Charles Percy, R - Illinois ?

Cong. Frank Horton, R - New York ?

### Eleven press:

Paul Healey, New York Daily News

Walter Mears, Associated Press

Grant Dillman, United Press International

Ann Compton, ABC

Judy Woodruff, NBC

Robert Schieffer, CBS

Richard Strout, Christian Science Monitor

Katherine Graham, Washington Post

Joseph Albritton, Washington Star

John Osborne, New Republic

Mel Elfin, Newsweek

THE PRESIDENT HAS SEEN.

U. S. DEPARTMENT OF LABOR

OFFICE OF THE SECRETARY

WASHINGTON

March 3, 1978

MEMORANDUM FOR: THE PRESIDENT

FROM: RAY MARSHALL *for*  
Secretary of Labor

SUBJECT: Coal Strike

If the coal contract is not approved, it is clear that immediate Governmental action will be necessary. If it is decided to invoke Taft-Hartley, I believe it is appropriate to give further consideration to the relationship of this action to seizure legislation and possible legislation to mandate wages and conditions of employment during the injunction period.

I have previously expressed my view that it would be inadvisable to invoke Taft-Hartley and simultaneously seek seizure legislation from the Congress. Such an approach would make it less likely that Taft-Hartley would be effective. Miners may await the enactment of seizure legislation in order to obtain more favorable terms and conditions. A seizure may be seen as a self-fulfilling prediction that Taft-Hartley will not work and the dual approach may create confusion about the Government's policies. Moreover, it may be difficult to obtain Congressional approval as long as Taft-Hartley stands a chance of succeeding.

For these reasons, it is my view that seizure legislation should be submitted only after it is clear that Taft-Hartley will not be effective. If Taft-Hartley fails, it is considerably more likely that the Congress will take prompt action on a seizure proposal.

It is clear that Taft-Hartley will not be sufficiently effective unless the wages and benefits paid during the injunction period are higher than those prevailing before the strike. There are two possible ways of achieving this result: (1) seek special legislation raising wages and benefits during the 80-day period; (2) request that the court granting the injunction impose increased wages and benefits.

The legislative approach presents serious difficulties:

(1) Enactment of legislation may take some time. Miners are likely to await enactment of the legislation before returning to work. Since the injunction period is only 80 days, the effectiveness of Taft-Hartley could be substantially impaired.

(2) Any legislation setting specific terms could generate debates which would further delay the legislation.

(3) It is possible that the Government may be constitutionally required to bear the expense of increased wages and benefits. Congressional concern over this possibility could further delay or defeat the legislation.

(4) If legislation does not pass or is ineffective, it will be necessary to move forward to seizure proposals. Such a result may create the appearance of a series of dilatory and desperation moves by the Administration.

If the legislative option is selected, however, it is my view that the legislation provide for a Presidentially appointed Board to establish terms and conditions of employment. Such an approach would tend to avoid controversy over the specifics.

I believe it would be preferable to seek improved wages and benefits from the court granting the injunction. The wage-benefits issue would be resolved quickly, and we could proceed to seizure promptly if Taft-Hartley did not work.

This approach also is not without substantial problems. As in the case of the legislative option, it is possible that the Government may be required to bear the increased costs. The chances, however, are no greater than with the legislative approach and may in fact be somewhat less.

Secondly, it is not at all clear that a court would be willing to grant improved wages and benefits. Courts have not done so in the past. There is legislative history indicating that Taft-Hartley was not intended to permit the Government to modify terms and conditions of employment previously agreed to by the parties. One court of appeals did specifically state that the court could impose new terms, but the precedential value of this decision is limited.

The legal issue has not been definitively resolved. It is possible that under the present circumstances, a court may be willing to fashion a wage-benefits package capable of making the injunction fully effective. Clearly the court would be substantially more willing to modify wages and benefits if there were an agreement between the parties. It is unlikely that such an agreement can be achieved in time for necessary court action, however, I believe that this "mutual consent" concept may be useful in support of the following series of options to present to the court:

(1) Propose that the court adopt the 1974 agreement as modified by the wages and benefits provided in the latest 1978 agreement. This approach is more likely than options 2 or 3 to induce voluntary compliance with the court order. Moreover, it can be argued that such an approach would not involve the government in fashioning completely new terms which were not agreed to by the employer.

(2) If the court is unwilling to accept this approach, we could urge that the 1974 agreement be accepted, including the cost of living adjustments that the miners would have received if the old contract had remained in effect. We could request, however, that any or all of the operators be permitted to vary these terms by agreement with a committee composed of the International union officers.

(3) If the court fails to accept either of these approaches, it could simply impose the terms and conditions prevailing at the time the strike commenced.

In any event, we should request that the court order require that the parties continue to bargain with each other and that the injunction be lifted to the extent that any operator reaches an agreement with the union.

While none of the courses of action discussed in this memorandum is free from serious problems, I believe that the approach suggested above provides the most effective and expeditious means of dealing with the current situation.

781171

THE WHITE HOUSE  
WASHINGTON

March 3, 1978

Stu Eizenstat  
Hamilton Jordan

The attached was returned in  
the President's outbox. It is  
forwarded to you for appropriate  
handling.

Rick Hutcheson

PREPARATIONS - COAL STRIKE PACT REJECTED



THE WHITE HOUSE  
WASHINGTON

	FOR STAFFING
	FOR INFORMATION
✓	FROM PRESIDENT'S OUTBOX
	LOG IN/TO PRESIDENT TODAY
	IMMEDIATE TURNAROUND

ACTION	FYI	
		MONDALE
		COSTANZA
✓		EIZENSTAT
✓		JORDAN
		LIPSHUTZ
		MOORE
		POWELL
		WATSON
		McINTYRE
		SCHULTZE

	ENROLLED BILL
	AGENCY REPORT
	CAB DECISION
	EXECUTIVE ORDER
	Comments due to Carp/Huron within 48 hours; due to Staff Secretary next day

	ARAGON
	BOURNE
	BRZEZINSKI
	BUTLER
	CARP
	H. CARTER
	CLOUGH
	FALLOWS
	FIRST LADY
	HARDEN
	HUTCHESON
	JAGODA
	GAMMILL

	KRAFT
	LINDER
	MITCHELL
	MOE
	PETERSON
	PETTIGREW
	POSTON
	PRESS
	SCHLESINGER
	SCHNEIDERS
	STRAUSS
	VOORDE
	WARREN

THE PRESIDENT HAS SEEN.

THE WHITE HOUSE

WASHINGTON

March 2, 1978

MEMORANDUM FOR:

FROM:

SUBJECT:

Coal Strike Preparations

*Ham & Stu - OK - be  
ready for T-H & legis.  
of some kind. In not  
sure seizure is best ap-  
proach. (Maybe some  
special modification of  
T-H.) Consequences to miners  
if rejection should be made  
THE PRESIDENT clear - avoiding  
threats.  
H.J.  
Stu JC*

HAMILTON JORDAN  
STU EIZENSTAT

The necessary staff work is proceeding to ensure that, if the coal pact is rejected, the Administration can move immediately with whatever actions you decide to take:

- 1) Taft-Hartley -- Preparations to invoke Taft-Hartley are being finalized by Justice, Labor and the White House staff. The necessary executive orders and affidavits will be completed by the weekend.

There had earlier been some difficulty in getting affidavits from the agencies showing that the requisite national harm would occur if the coal strike continued, but the affidavits are now much stronger---they indicate there would be serious harm to the nation's safety and health (statutory standard) if the strike continued. Judge Bell is in the process of determining where an application for a Taft-Hartley injunction should be sought; Justice now tentatively believes that the injunction would be sought from a judge in a state hardhit by the strike, probably in the Midwest.

Before we can actually seek an injunction, a Board of Inquiry must report to you on its findings of the seriousness of the harm caused to the nation as a result of the coal strike. As soon as you decide to seek an injunction, a Board would be convened and would have its report to you within 48 hours. Secretary Marshall has the mechanisms ready to convene such a Board.

If we seek an injunction, we believe the chances that it will be obtained are very likely. Only once since 1945 has the government been denied a Taft-Hartley injunction. In that case, in 1971, the government was

only able to show economic harm, as opposed to harm to the nation's health or safety. We believe the affidavits being readied will clearly show the coal strike caused harm to health or safety.

2) Seizure -- An interagency group met yesterday to review the details of the draft seizure bill. A number of open questions (such as what agency should be receiver) will be resolved by the weekend. We are also coordinating with Congress the drafting of the final bill, to ensure that there are no serious differences between bills being readied in Congress and ours. We expect that seizure legislation could be forwarded by the first business day following a negative vote by the union.

3) Decision Memorandum -- We will prepare for you a final memorandum in order to bring you up-to-date on the latest views of your advisers before you make any final decision on which options to pursue. A negative vote will likely change the recommendation of some of your advisers.

4) Speech -- We are having the speech you would give announcing your actions revised and a draft will be ready very soon.

We had another lengthy interagency meeting tonight and I believe that all agencies have their responsibilities clearly in mind. We will continue to coordinate this matter.

THE PRESIDENT HAS SEEN.

9:00 AM

THE WHITE HOUSE

WASHINGTON

March 2, 1978

MEETING WITH SENATOR KANEASTER HODGES

Friday, March 3, 1978  
9:00 a.m. (20 minutes)  
The Oval Office

From: Frank Moore *f.m./pd*

I. PURPOSE

To discuss farm legislation.

II. BACKGROUND, PARTICIPANTS & PRESS PLAN

- A. Background: Senator Hodges has been preparing material on farm legislation and has requested an opportunity to discuss this information with you.

Senator Hodges, who was appointed to fill Senator McClellan's seat, is serving on the Committee on Agriculture, Nutrition and Forestry (Agricultural Production, Marketing, and Stabilization of Prices; Rural Development; and Foreign Agricultural Policy Subcommittees) and the Committee on Environment and Public Works (Regional and Community Development; Resources Protection; and Nuclear Regulation Subcommittees).

The Senator's wife is Lindley.

- B. Participants: The President  
Senator Kaneaster Hodges (D-Ark)  
Frank Moore

- C. Press Plan: White House Photo

P.S. Senator Hodges has worked exclusively on this matter since taking office. He has been meeting day and night with farmers and farm groups.

THE WHITE HOUSE

WASHINGTON

3/3/78

Mr. President:

In response to your phone call,  
David Rubenstein reports that  
the Braniff/CAB decision will  
not be ready until tommorrow.

Do you want us to send it  
to Camp David?

\_\_\_\_\_yes      ☒no

Rick



THE PRESIDENT HAS SEEN.

THE WHITE HOUSE

WASHINGTON

March 3, 1978

MEMORANDUM FOR THE PRESIDENT

FROM: HUGH CARTER *Wely*

SUBJECT: Weekly Mail Report (Per Your Request)

Below are statistics on Presidential and First Family:

<u>INCOMING</u>	<u>WEEK ENDING 2/24</u>	<u>WEEK ENDING 3/3</u>
Presidential	32,540	34,730
First Lady	1,650	1,670
Amy	890	920
<u>Other First Family</u>	<u>80</u>	<u>60</u>
TOTAL	35,160	37,380

BACKLOG

Presidential	8,830	6,680
First Lady	220	220
Amy	0	0
<u>Other</u>	<u>0</u>	<u>0</u>
TOTAL	9,050	6,900

DISTRIBUTION OF PRESIDENTIAL MAIL ANALYZED

Agency Referrals	17%	17%
WH Correspondence	50%	51%
Direct File	19%	18%
White House Staff	4%	4%
<u>Other</u>	<u>10%</u>	<u>10%</u>
TOTAL	100%	100%

NOT INCLUDED ABOVE

Form Letters and Post Cards	15,204	85,441
Mail Addressed to White House Staff	15,573	18,752

cc: Senior Staff

MAJOR ISSUES IN  
CURRENT PRESIDENTIAL ADULT MAIL  
Week Ending 3/3/78

ISSUES	PRO	CON	COMMENT ONLY	NUMBER OF LETTERS
Support for President's Proposal to Increase Aid for Financing Higher Education	97%	3%	0	2,282
Support for Intervention in Coal Strike	94%	4%	2%	1,818
Support for Proposed Middle East Aircraft Sale	6%	91%	3%	1,416
Support for Panama Canal Treaties	6%	93%	1%	1,127
Support for President's Proposed Defense Budget (1)	3%	96%	1%	439
Suggestions re: Tax Reform Package	0	0	100%	436
Support for Grain Reserve Program	99%	0	1%	340
Increased Federal Funding for Farmers	98%	0	2%	260
Support for Labor Law Reform Bill	2%	93%	5%	227
Suggestions re: Middle East Peace	0	0	100%	216
Support for Gun Control Legislation (2)	1%	99%	0	150
			TOTAL	8,711

NOTES TO MAJOR ISSUE TALLY

Week Ending 3/3/78

(1) SUPPORT FOR PROPOSED DEFENSE BUDGET (96% Con)

As part of an apparent write-in campaign, persons are criticizing the President's proposal to reduce the defense budget from the level that would have been recommended by former President Ford.

(2) SUPPORT FOR GUN CONTROL LEGISLATION (99% Con)

Writers are reacting to reports in American Rifleman and other publications that the Administration is supporting a bill which would restrict the sale of firearms.



THE WHITE HOUSE  
WASHINGTON

FOR THE RECORD:

Returned from President's outbox today - March 3, 1978 - original given to back-up. Only kept copy of President's request to Brzezinski. Brzezinski received package.

THE PRESIDENT HAS SEEN.

*Pres. Carter*

*Dr. John S. ...  
wishes that I pass this  
on to you  
CK.*

*26/12 - Route this  
to State for appro-  
priate analysis -  
JC*

To:

The President of the U.S.

Mr. J. Carter

Washington - USA

Athens, 11 February 1978

Mister President,

I have the honour to enclose herewith a  
petition signed by the wives and relatives of the political  
prisoners, ex-Ministers in Greece during the period 1967-1974.

With my deepest respect.

*H. Makarezos*

H. MAKAREZOS (Mrs.)

H. MAKAREZOS

48, Kirinias Street

Papagou - Athens

G r e e c e

THE PRESIDENT HAS SEEN.

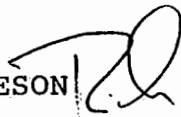
THE WHITE HOUSE

WASHINGTON

3 March 1978

MEMORANDUM FOR THE PRESIDENT

FROM:

RICK HUTCHESON 

SUBJECT:

Status of Presidential Requests

EIZENSTAT:

1. (1/18) (and Schultze) Analyze for the President:  
a) S-71, and b) Federal Bank Commission Bill -- to  
consolidate bank regulations which are now under 3  
agencies -- In Progress, (expected 3/8, previously  
expected 3/1).
2. (2/8) What can we do now regarding the R.B. Russell  
Dam? -- Done. *done*
3. (2/15) Comment to the President on the letter from  
Sen. Hayakawa concerning plans to introduce legisla-  
tion requiring the development of national voluntary  
scholastic standards -- Done. *done*
4. (2/15) (and Moore) What can we do about the GAINVESVILLE  
SUN report that the Suwannee River is not included in  
National Wild and Scenic River systems? -- Done. *done*
5. (2/21) (and Moore) Assess substance and congressional  
scheduling and procedures for the draft of the  
"Emergency Coal Disputes Act of 1978" -- In Progress.

LIPSHUTZ:

1. (2/6) Give the President a final analysis of what our  
responsibilities are versus foreign governments for  
UN protection in New York City by 2/28 -- In Progress,  
(meeting with State and Treasury 3/6, decision memo  
expected 3/9).

- 2 -

BRZEZINSKI:

1. (2/14) Isn't there already a moratorium on the testing of nuclear weapons in space, regarding letter from Sen. Stevenson -- In Progress, (expected 3/10). *Why so long?*
2. (2/14) Comment on the letter from Sen. Muriel Humphrey concerning S. 2420, International Development Cooperation Act. She is concerned that the Executive Branch is dragging its feet on the analysis of this legislation -- In Progress, (with Henry Owen, PRC meeting held 2/28 with Agencies, expected 3/10).
3. (2/23) (Secretary Vance) Have someone briefly assess the letter from Blu Middleton concerning the idea that it is a human right to receive assistance in times of natural or man-made disaster --
4. (1/17) ~~(Secret)~~ Consult with Vance, H. Brown and H. Jordan and advise the President on how best to use the information concerning your memo on comparison of SS-20 and ER warhead -- Done. *?*
5. (1/20) Ask H. Brown to advise the President about creating an academic advisory committee for the U.S. Military Academy at West Point for a limited period of time and to work under the Board of Visitors -- Done. *done*
6. (2/28) (and Vance) We need to evolve a U.S. position on the UN Disarmament Conference -- Done. *done*
7. (3/2) Please caution your people about security violations -- Message Conveyed. *done*

MCINTYRE:

1. (7/11) Our emergency loan/grant criteria are too lax; check with Secretary Bergland -- In Progress, (OMB has completed; with Senior Staff, expected 3/6).
2. (1/9) (and Eizenstat, Marshall, Kreps and Blumenthal) Give the President a decision memo on a Presidential statement on a National Center for Productivity and Quality of Working Life -- In Progress, (expected 3/6).

3. (2/29) (Personal) What can we do by executive order to bring consumer protection functions together if we are aggressive? -- Done. *done*

SECRETARY BERGLAND:

1. (2/21) Please comment on the memo to Roger Hill from Wayne Sims of Gold Kist Inc. concerning government reports (requirements/reductions) that was forwarded by Mr. Kirbo -- Done. (2/28) (Secretary Kreps) These are Commerce forms; please explain -- Done. *done*

JORDAN:

1. (2/15) You and Bob Lipshutz assess the letter from Ed Sanders regarding his offer to help in the Middle East. Talk to him and prepare a reply to his letter -- In Progress, (spoke by phone after President's note; Hamilton and Bob will be meeting with Sanders early next week). *done*
2. (2/15) Let's expand and expedite the search for the NRC appointment -- In Progress, (expected 3/10).
3. (3/2) (and Butler) Please explain to the Presidnet what you are doing to correct the excessive security violations -- Landon responded in 3/3 memo; Hamilton plans to discuss this with you next week. *done*

BOURNE:

1. (2/15) What can/should we do on a national killers and cripplers program, (regarding letter from Mrs. Lasker)? -- Done. (Sec. Califano) Give the President a quick comment on the Bourne memo regarding cripplers and killers; this is the President's idea -- Done. *done*

MOORE:

1. (2/15) Get H. Brown's comment on the letter from Rep. Lederer concerning inconsistencies between armed service branches in their policies on hiring/firing of chaplains; he believes an oversight investigation is needed -- In Progress, (with DoD, expected 3/8).

STRAUSS:

1. (2/21) Give the President a brief comment on the letter from Robert Small to Mr. Kirbo concerning textile import problems -- Done.

*done*

SCHULTZE:

1. (2/23) (Secret) Brief assessment of the Blumenthal memo date 2/22 concerning energy and the dollar -- In Progress (with inter-agency task force, expected 3/7).

THE WHITE HOUSE  
WASHINGTON

	FOR STAFFING
	FOR INFORMATION
✓	FROM PRESIDENT'S OUTBOX
	LOG IN/TO PRESIDENT TODAY
	IMMEDIATE TURNAROUND

ACTION	FYI	
		MONDALE
		COSTANZA
		EIZENSTAT
		JORDAN
		LIPSHUTZ
		MOORE
		POWELL
		WATSON
		McINTYRE
		SCHULTZE

	ENROLLED BILL
	AGENCY REPORT
	CAB DECISION
	EXECUTIVE ORDER
	Comments due to Carp/Huron within 48 hours; due to Staff Secretary next day

	ARAGON
	BOURNE
	BRZEZINSKI
	BUTLER
	CARP
	H. CARTER
✓	CLOUGH
	FALLOWS
	FIRST LADY
	HARDEN
✓	HUTCHESON
	JAGODA
	GAMMILL

	KRAFT
	LINDER
	MITCHELL
	MOE
	PETERSON
	PETTIGREW
	POSTON
	PRESS
	SCHLESINGER
	SCHNEIDERS
	STRAUSS
	VOORDE
	WARREN

THE WHITE HOUSE  
WASHINGTON

rick--

please send me bcc  
of attached

thanks -- ssc